



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): DeOrnellas, et al.  
SC/Serial No.: 09/692,007  
Confirm. No.: 7175  
Filed: October 19, 2000  
Title: METHOD FOR USING A  
HARD MASK FOR CRITICAL  
DIMENSION GROWTH  
CONTAINMENT

PATENT APPLICATION

Art Unit: 1765  
Examiner: L. Umez-Eronini

Customer No. 23910

RECEIVED  
JUN 27 2003  
TC 1700

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 23, 2003.

Jason D. Lohr, Reg. No. 48,163  
Signature Date: June 23, 2003

(Attorney Signature)

**REQUEST FOR CONTINUED EXAMINATION UNDER 37 C.F.R. §1.114**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby request continued examination of the above-identified utility patent application. The subject patent application was filed on or after June 8, 1995 and this paper is being filed prior to the earliest of: (1) Payment of the issue fee, unless a petition under 37 C.F.R. §1.313 is granted; (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. 141, or the commencement of a civil action under 35 U.S.C. 145 or 146, unless the appeal or civil action is terminated. 37 C.F.R. §1.114(a).

**Transmitted with this communication are the following:**

- ☒ An Amendment or Response.
- ☒ A Petition for an Extension of Time under 37 C.F.R. §1.136.
- ☐ An Information Disclosure Statement pursuant to 37 C.F.R. §1.56.
- ☐ A Request for Suspension of Action Pursuant to 37 C.F.R. §1.103.

- 1 -

Attorney Docket No.: TEGL-01082US2  
jlohr/tegl/1082us2/1082us2.020 RCE.doc

06/26/2003 DTESSEM1 00000091 09692007

01 FC:2801

375.00 OP

\_\_\_\_\_ Other: \_\_\_\_\_.

**Previously submitted are the following:**

\_\_\_\_\_ Consider the Amendment(s)/Response under 37 C.F.R. §1.116 previously filed on \_\_\_\_\_.

\_\_\_\_\_ Other: \_\_\_\_\_.

**Small Entity Statement**

☒ \_\_\_\_\_ Applicant(s) qualify for small entity status under 37 C.F.R. §1.27.

**The fee associated with this communication has been calculated as shown below:**

☒ \_\_\_\_\_ A fee of ~~\$375.00~~ is due pursuant to 37 C.F.R. §1.17(e) for the filing of this Request for Continued Examination.

☒ \_\_\_\_\_ A fee for extension of time for response under 37 C.F.R. §1.136 filed within 2 month(s) after the original time for response of April 23, 2003. \$205.00 is due.

\_\_\_\_\_ A fee of \$130.00 is due under to 37 C.F.R. §1.17(h) for filing a Request for Suspension of Action *for cause*. [37 C.F.R. §1.103(a)]

\_\_\_\_\_ Applicant(s) respectfully request a refund of this fee because, as more fully set forth in the Request for Suspension of Action, Applicant(s) submit that the cause of the suspension is the fault of the Patent and Trademark Office.

\_\_\_\_\_ A fee of \$130.00 is due under to 37 C.F.R. §1.17(i) for filing a Request for Suspension of Action *not* for cause. [37 C.F.R. §1.103(c)]

\_\_\_\_\_ A fee for addition of claims under 37 C.F.R. §1.16 is due as follows:

FEEs	Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra	Rate Small Entity/Other Than Small Entity	Total
TOTAL CLAIMS (37 CFR 1.16(c))	___ *-	___ **		X \$ 9.00 X \$ 18.00	\$
INDEPENDENT CLAIMS (37 CFR 1.16(b))	___ *-	___ ***		X \$ 42.00 X \$ 84.00	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))				+ \$140.00 + \$280.00	\$
				TOTAL	\$

\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

\*\* If the "Highest Number of Previously Paid For" in this space is less than 20, enter "20".

\*\*\* If the "Highest Number Previously Paid For" in this space is less than 3, enter "3".

**The total fee required with this communication is \$375.00 and is to be paid as follows:**

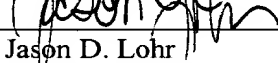
\_\_\_\_\_ Please charge Deposit Account No. 06-1325 in the amount of \$ \_\_\_\_\_. A duplicate copy of this authorization is enclosed.

☒ A check in the amount of **\$580.00** is enclosed.

☒ The Commissioner is hereby authorized to charge any deficiencies or credit overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

Date: 6/23/03

By:   
Jason D. Lohr  
Reg. No. 48,163

FLIESLER DUBB MEYER & LOVEJOY LLP  
Four Embarcadero Center, Fourth Floor  
San Francisco, California 94111-4156  
(415) 362-3800